JOSMM&N File No. 204684US6

Dept.: <u>E/M</u>

By: GJM/dgh

Serial No. <u>09/761,961</u>

Let In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

✓ Due Date: <u>12-30-02</u>

The following has been received in the U.S. Patent Office on the date stamped here

- Request for Withdrawal of Holding of Abandonment Based on Failure to Recei Notice of Allowance/Allowability
- ✓ Copy of Notice of Abandonment dated October 30, 2002
- Copy of Computer Mail Log Printout (June 24, 2002 through July 8, 2002)
- ■ Copy of Hard Copy from Computer Docketing System
- ✓ Letter (cover)

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DEC 2 7 2002

Technology Center 2600

Docket No.: 204684US6

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE

Examiner: HUBER, Paul W.

Group Art Unit: 2653

SIR:

Attached hereto for filing are the following papers:

REQUEST FOR WITHDRAWAL OF HOLDING ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002

COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM

COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier

Registration No. 25,599

22850

(703) 413-3000 (phone) (703) 413-2220 (fax) H:\PET WTH ABAN\204684US FAILURE PAY IF&RECEIVE NOA.DOC **OBLON**

SPIVAK

McClelland

MAIER

NEUSTADT

P.C.

ATTORNEYS AT LAW

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM 204684US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Munetoshi MORIICHI, et al.

: EXAMINER: HUBER, Paul W.

SERIAL NO: 09/761,961

: GROUP ART UNIT: 2653

FILED: JANUARY 17, 2001

TITLE: WRITING DEVICE

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

Responsive to the Notice of Abandonment dated October 30, 2002, Applicants, through

Counsel of record, respectfully request that the holding of abandonment for the above-identified

application be withdrawn due to the fact that the Notice of Allowance/Allowability mailed by the

U.S. Patent and Trademark Office on June 24, 2002, was not received by Applicant's Attorney.

The facts concerning this matter are as follows:

Upon receipt of the mail from the Patent Office in this firm, all mail is opened and logged

in a daily computer mail log. All mail received from the Patent Office is logged in the mail log

by serial number or patent number, along with a description of the mail received. At the time of

entry into the computer, the serial numbers are checked to ensure that the correct docket number

appears on the mail so that the documents are entered in the correct application in the computer

and matched with the correct application file. Any due dates resulting from the Patent Office mail are entered in the computer.

After receiving the Notice of Abandonment, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Issue Fee, nor did it show receipt of the Notice of Allowance/Allowability (see attached computer printouts). The Patent Office computerized Mail Log was then checked. Mail from the Patent Office is generally received by our firm within two to three days of mailing; however, to ensure a complete check, the daily mail log was searched from June 24, 2002 through July 8, 2002 and found to contain no record of having the Notice of Allowance/Allowability for the above-identified application.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice of Allowance/Allowability.

It is believed that the above discussion and documents enclosed herewith clearly prove that abandonment of this application is deemed unavoidable due to non-receipt of the Notice of Allowance/Allowability, and therefore, the holding of abandonment was issued in error.

Accordingly, it is requested the holding of abandonment be withdrawn and that the Notice of Allowance/Allowability be reissued in the present application.

3

The undersigned petitioner declares further that all statements made herein of his own

knowledge are true and that all statements made on information and belief are believed to be

true; and further that these statements were made with the knowledge that willful false statements

and the like so made are punishable by fine or imprisonment, or both, under Section

1001 of Title 18 of the United States Code and that such willful false statements may jeopardize

the validity of the application or any patent issuing thereon.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier Registration No. 25,599 Attorney of Record

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Tel: (703) 413-3000 Fax: (703) 413-2220

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OSMM&N File No. 204684US6

Dept.: <u>E/M</u>
By: <u>GJM/dgh</u>

Serial No. <u>09/761,961</u>

Le In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: 12-30-02

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Spivak

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NEUSTADT P.C.

ATTORNEYS AT LAW

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM

Docket No.: 204684US6

ASSISTANT COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Munetoshi MORIICHI, et al. Applicants:

Filing Date: January 17, 2001

For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

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Gregory J. Maier

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> 1755 JEFFERSON DAVIS HIGHWAY FOURTH FLOOR ARLINGTON, VIRGINIA 22202 U.S.A. TELEPHONE: 703-413-3000 FACSIMILE: 703-413-2220 WWW.OBLON.COM





204684US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Munetoshi MORIICHI, et al.

: EXAMINER: HUBER, Paul W.

SERIAL NO: 09/761,961

: GROUP ART UNIT: 2653

FILED: JANUARY 17, 2001

TITLE: WRITING DEVICE

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

Assistant Commissioner for Patents Washington, D.C. 20231

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3 ·

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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier Registration No. 25,599 Attorney of Record



22850

Tel: (703) 413-3000 Fax: (703) 413-2220

GJM//dgh

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UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

 APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
 09/761,961	01/17/2001	Munetoshi Moriichi	204684US6	5888
•	590 10/30/2002		·	
Charles P. Sa	3,0	·	EXAMI	NER
Attorney at Lav	w		HUBER, I	PAUL W
	A 94941-3822	•	ART UNIT	PAPER NUMBER
			2653	o # 7
	•		DATE MAILED: 10/30/2002	. ρΗΙ

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: 12300 OBLON, SPIVAK, MCCUELLAND MAIER & NEUSTADT, P.C.

DOCKETING PE Initials/Data Ducketeg:

Type of kesp(s):

PTO-90C (Rev. 07-01)





UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/761,961	·		1. A

EXAMINER!

ART UNIT

PAPER NUMBER

		DATE MAILED:
	NOTICE OF	BANDONMENT
his	s application is abandoned in view of:	
]	Applicant's failure to timely file a proper response to the Offi	ice letter mailed on
	A response (with a Certificate of Mailing or Transmissic	on of) was received on the period for response (including a total extension of
	time ofmonth(s)) which expired on A proposed response was received on rejection.	but it does not constitute a proper response to the final
	(A proper response to a final rejection consists only of:	a timely filed amendment which places the application in of a continuing application under 37 CFR 1.62 (FWC).
	☐ No response has been received.	
₹	Applicant's failure to timely pay the required issue fee within of the Notice of Allowance.	
	☐ The issue fee (with a Certificate of Mailing or Transmiss	ion of) was received on
	☐ The submitted issue fee of \$ is insufficient. T	he issue fee required by 37 CFR 1.18 is \$
	The issue fee has not been received.	
]	Applicant's failure to timely file new formal drawings as requ	ired in the Notice of Allowability.
	Proposed new formal drawings (with a Certificate of Ma received on	iling or Transmission of) were
	☐ The proposed new formal drawings filed	are not acceptable.
	☐ No proposed new formal drawings have been received.	
]	The express abandonment under 37 CFR 1.62(g) in favor of	of the FWC application filed on
)	The letter of express abandonment which is signed by the interest, or all of the applicants.	attorney or agent of record, the assignee of the entire
כ	37 CFR 1.34(a) upon the filing of a continuing application.	attorney or agent (acting in a representative capacity under
J	The decision by the Board of Patent Appeals and Interferer for seeking court review of the decision has expired and the	nces rendered on and because the period ere are no allowed claims. ABANDONMENT
]	The reason(s) below:	CONTACT PERSON IS
		TOM HAWKINS
ORM	M PTO-1432 (REV. 10-95)	305-8380

RD COPY - Patents

09/761.961

APPENDIX C

DGHOD

Country: United States of America

Page 1 of 2

Case ID: 204684-US

Docket Number: 204684US-6541-6541-6

Case Type: NAT.US.P - U.S. Patent (with priority)

Status Desc: Keyword:

Title: WRITING DEVICE

plication Number: 09/761,961

Filing Date: 01/17/2001

Group Number: 2653

PCT Number:

PCT Filing Date:

Issue Date: 00/00/0000

Expiration Date: 00/00/0000

ublication A Date: 00/00/0000

n Ext / Adj Days: 0

Family Number: 204684

Last Updated By: LJGOO

Created By: CVT. (SONY)

xfer in Date:

03/01/2001

Effective US Filing Date: 01/17/2001

Interference Number:

Section: Elec/Mech

Previous Docket: T1026

Case Status: Pending

Bill Matter Number:

Patent Number:

Tax Schedule: Large

Prev. Short Docket:

Publication A #:

Appeal No:

Last Updated Date: 03/28/2001

Created Date: 03/12/2001

xfer out Date: 00/00/0000

ior Party Name: ior Party Name:

S Related Cases:

Remarks: Transferred in from LIMBACH & LIMBACH LLP 3/01/01

Status Req - 1st OA 12/16/02

IENT ROLES

Client ID: 6541

ient Ref: S01P0026US00

Client ID: 6541

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Hient ID: 6541

ient Ref: S01P0026US00

:lient ID: 6541 ient Ref: S01P0026US00 Name: SONY CORPORATION

Role: Assignee

Role: Correspondence Client

Name: SONY CORPORATION

Name: SONY CORPORATION

Role: Dkt No Assignee/Applicant

Name: SONY CORPORATION

Role: Primary Billing Client

/ENTORS

Official Name

BAMBA Mitsuyuki MORIICHI Munetoshi

SASAKI Takashi

!IORITIES

0-017889

dication Number

Japan

Country

Date Filed

01/24/2000

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09/761,961

APPENDIX C



DGHOD

Page 2 of 2

TTORNEYS

26/2002

М

Maier, Gregory J. (Responsible Attorney) JM

Elec/Mech Department, - . (Working Attorney)

SSIGNMENTS

Description:

Executed Date: 00/00/0000

Reel Number: 011845

Frame Number: 0663

Record Date: 05/25/2001

ssignment Filed Date: 05/25/2001

ASSIGNMENT PARTIES

Role

Client ID

Name

Percentage

Assignor

777777

Inventors

100

Assignee

6541

SONY CORPORATION

100

JE DATES

Je Date Description: Application Due Priority

Date Due: 01/24/2001 Indicator: Due Date

Date Cleared: 01/17/2001

Cleared W/O Action: No

Je Date Description: OFR Rovd

Date Due: 04/17/2001

Indicator: Status Check

Date Cleared: 02/28/2001

Cleared W/O Action: No

Je Date Description: Declaration Due (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

ie Date Description: Fee Due w/Decl (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

ie Date Description: F/U on Aband

Date Due: 12/30/2002 Indicator: Due Date

Date Cleared: 00/00/0000

Cleared W/O Action: No

ie Date Description: F/U on 1st OA Status

Date Due: 03/31/2003 Indicator: Status Check

Date Cleared: 00/00/0000

Cleared W/O Action: No

MailHVDE TO SEE TO	G.DIERI E ADDIICATION#	Patent#/Regi#	Case Id	Base Date	* Date Rovd	
BILI	08/73	9	157293US	06-20-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	08/801,788	6,476,842	144707US	06-20-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	09/153,892	6,480,889	110251US	06-18-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	09/234,318	6,468,606	153359US	06-21-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	09/315,265		168106US	06-18-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	09/382,771		110667US	06-18-2002	06-24-2002	
ALLOWANCE/ALLOWABILI	09/401,410	6,483,185	142687US	06-20-2002	06-24-2002	
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ALLOWANCE/ALLOWABILI	09/623,842	6,494,127	196764US	06-20-2002	06-24-2002	٠
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ALLOWANCE/ALLOWABILI	09/727,526	6,471,889	199753US	06-19-2002	06-24-2002	
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ALLOWANCE/ALLOWABILI	09/739,336	6,482,560	201039US	06-21-2002	06-24-2002	
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ALLOWANCE/ALLOWABILI	09/807,973	6,471,928	203291US	06-18-2002	06-24-2002	; ;
ALLOWANCE/ALLOWABILI	09/818,648	6,489,126	205242US	06-20-2002	06-24-2002	

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ALLOWANCE/ALLOWABILI	Ö	The same	6,476,429	205894US	06-19-2002	06-24-2002
ALLOWANCE/ALLOWABILI	18/60		6,472,691	209475US	06-19-2002	06-24-2002
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ALLOWANCE/ALLOWABILI	39/60	09/582,215	6,464,898	193404US	06-17-2002	06-27-2002
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ALLOWANCE/ALLOWABILI	⁷ 6/60	09/941,713		213432US	06-24-2002	06-27-2002
ALLOWANCE/ALLOWABILI)6/60	09/308,652	6,476,948	124724US	06-25-2002	06-28-2002
ALLOWANCE/ALLOWABILI	09/4	09/455,379	6,467,513	162799US	06-24-2002	06-28-2002
ALLOWANCE/ALLOWABILI	39/60	09/690,836	6,465,335	198454US	06-25-2002	06-28-2002
ALLOWANCE/ALLOWABILI	1/60	09/767,226		202238US	06-24-2002	06-28-2002
ALLOWANCE/ALLOWABILI	8/60	09/819,848	6,477,347	205339US	06-26-2002	06-28-2002
ALLOWANCE/ALLOWABILI	8/60	09/849,260	6,467,976	207686US	06-26-2002	06-28-2002
ALLOWANCE/ALLOWABILI	6/20	07/956,473	6,471,962	150814US	06-25-2002	07-01-2002
ALLOWANCE/ALLOWABILI	08/3	08/367,768	6,486,863	203532US	06-27-2002	07-01-2002
ALLOWANCE/ALLOWABILI	. 09/2	09/229,564	6,461,485	110376US	06-26-2002	07-01-2002
ALLOWANCE/ALLOWABIL		09/341,668	6,472,105	116251US	06-26-2002	07-01-2002
ALLOWANCE/ALLOWABIL		09/462,483	6,501,208	110879US	06-26-2002	07-01-2002
ALLOWANCE/ALLOWABIL		09/506,689	6,484,887	120650US	06-27-2002	07-01-2002
ALLOWANCE/ALLOWABIL		09/538,375	6,492,298	117925US	06-26-2002	07-01-2002
ALLOWANCE/ALLOWABIL	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	09/542,996	6,473,257, 5000,000	119544US	.06-27-2002	07-01-2002
. ALLOWANCE/ALLOWABIL		09/566,737	6,472,692	116384US	06-27-2002	07-01-2002

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ALL OWANCE/ALLOWABILI	Ö	24 42 42 42 42 42 42 42 42 42 42 42 42 4	196326US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/656,420		196477US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/664,073	6,465,881	195683US	06-28-2002	07-01-2002	
ALL OWANCE/ALLOWABILI	09/721,650	6,482,845	199908US	06-27-2002	07-01-2002	
ALI OWANCE/ALLOWABILI	09/744,251		201624US	06-25-2002	07-01-2002	
ALI OWANCE/ALLOWABILI	09/754,187	6,464,777	201612US	06-26-2002	07-01-2002	
ALI OWANCE/ALLOWABILI	09/767,222	6,473,229	202241US	06-27-2002	07-01-2002	
AT I OWANCE/ALLOWABILI	09/783,547	6,465,117	202757US	06-25-2002	07-01-2002	
AI I OWANCE/ALLOWABILI	09/802,912	6,472,621	204111US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/809,194	6,474,214	204574US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/845,268		206723US	06-26-2002	07-01-2002	
ALI OWANCE/ALLOWABILI	09/867,381		207719US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/901,909	6,458,392	211204US	06-28-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/904,888	6,465,844	211340US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/910,755	6,485,125	211872US	06-26-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/921,891	6,482,971	203846US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/922,728	6,465,243	212546US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/949,732		213898US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABILI	09/968,042	6,486,322	213860US	06-26-2002	07-01-2002	
ALLOWANCE/ALLOWABIL!	10/073,287		218324US	06-27-2002	07-01-2002	
ALLOWANCE/ALLOWABIL!	09/205,936	6,483,508	203611US	06-26-2002	07-02-2002	
ALLOWANCE/ALLOWABILI	10/061,335	6,478,060	219092US	06-27-2002	07-02-2002	
ALLOWANCE/ALLOWABIL!	08/175,672	6,476,148	139101US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/147,836	6,469,201	134446US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/425,685	6,486,490	166935US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/425,735	6,479,842	166934US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/486,729	6,479,926	110967US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/500,166	6,461,159	130750US	06-28-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/546,558	6,486,695	111038US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/578,447	6,472,815	192326US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	09/645,508	6,478,400	195798US	07-01-2002	07-03-2002	
ALLOWANCE/ALLOWABILI	100/064,344°	00×00 200 <mark>6,473;0403</mark> 0×00 0 0×0		07-01-2002	07-03-2002	<u>.</u>
- ALLOWANCE/ALLOWABILI	09/667,565	6,464,264	197576US	07-01-2002	07-03-2002	

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Case Id	197456US	198828US	198971US	200432US	201223US	200205US	201221US	203470US	211957US	204773US	204776US	102179US	219067US	118333US	161870US	155789US	166795US	203684US	101142US	117493US	138808US	138805US	117924US	128391US	149839US	193998US	193629US	194669US	194632US	197341US	197516US	198415US	198954US
Patent#/Reg.#/	-	6,476,412	6,472,693		6,472,774	6,472,012	6,476,759	6,476,639		D,467,804	D,467,805	6,495,365	6,477,158	6,479,709	6,480,209	6,486,240		6,473,385		6,472,072	6,483,603			6,476,108	6,479,509	6,479,577	6,482,367	6,496,796	6,495,257	6,495,639	6,471,983	507-0308006 <mark>,474,770</mark> 02-2002040-0198415USI4:07-02-2002	6,475,956
R. Application #	99/60	09/695,312	696,963	09/701,388	09/720,243	09/725,478		09/788,413	09/911,492	29/144,085	29/144,099	09/147,689	09/156,703	09/238,585	787,676/60	09/428,994	09/444,707	09/454,765	09/462,448	09/466,784	09/477,622	09/487,672	09/533,072	09/257,009	008/22/800	09/617,111	09/620,557	09/620,564	09/621,483	09/665,051	09/666,466	l : : I	796'969/60
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∴ Case Id	199180US	201055US	201140US	201511US	200788US	202099US	202511US	203006US	204270US	204991US	206413US	207185US	212053US	211923US	216381US	213270US	214683US	217194US	215822US	219109US	218953US	220951US	215490US	215491US	215492US	215494US	215493US	155439US	115813US	124682US	110263US	.138467US	138561US
Patent#/Reg#	6,456,282	6,480,569	6,468,331		6,471,801	6,500,236	6,475,470	6,477,720	6,465,707	6,479,796	6,484,502	6,465,368	6,481,408	6,472,567	6,489,340	6,486,095		6,479,951	6,464,966	6,486,319	6,500,978	6,480,574		D,467,870		D,466,477		6,490,367		6,498,780	6,488,124	20136,486,4191311121	6,480,623
C,D F,R	09/696,971	09/739,782	09/749,904	09/754,129	09/756,785	09/764,116	09/787,408	09/805,245	09/805,771	09/824,016	04830,070	09/849,302	09/915,336	09/923,347	09/926,700	09/940,574	09/973,017	10/024,317	10/059,054	10/069,563	10/081,231	10/097,959	29/150,090	29/150,091	29/150,092	29/150,112	29/150,118	08/693,253	08/731,236	09/147,511	09/160,596	09/227 ₁ 033 (1207) 12020	09/282,456
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STATISTICAL STATISTICAL STATISTICS OF THE STATIS	D F R Application#	Patent#/Regi# II Case Id	Case Id	Base Date	/Date Rcvd	•
ALLOWANCE/ALLOWABILI	09/452,189	6,472,470	129998US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/555,900	6,475,420	139356US	07-05-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/562,471	6,478,399	161304US	07-05-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/614,712	6,477,189	193673US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/620,585	6,472,832	194548US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI C	C 09/629,485	6,475,844	195003US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/669,602	6,493,497	205939US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/685,043		198148US	07-01-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/700,729		199202US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/709,482	6,475,308	217956US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/712,251	6,479,157	199789US	06-28-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/720,811	6,486,605	200951US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/725,256	6,495,326	199945US	07-03-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/725,564	6,462,373	200401US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABIL!	09/731,792	6,471,867	200560US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/736,147		200669US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/781,159		203059US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/819,896	6,482,026	205382US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/824,091	6,467,249	205401US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/830,561	6,464,752	205324US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/836,355	6,480,694	206065US	07-01-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/859,466	6,490,400	207226US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/869,125	6,483,243	210036US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/892,447	6,472,713	210576US	07-05-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/920,818	6,473,665	211796US	07-01-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/926,788	6,486,272	216380US	07-02-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/970,852	6,488,863	214842US	06-28-2002	07-08-2002	
ALLOWANCE/ALLOWABILI	09/986,601		215007US	05-07-2002	07-08-2002	

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OSMM&N File No. 204684US6

Dept.: <u>E/M</u>

By: GJM/dgh

Serial No. 09/761,961

Let In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: 12-30-02

The following has been received in the U.S. Patent Office on the date stamped here

- Request for Withdrawal of Holding of Abandonment Based on Failure to Recei
 Notice of Allowance/Allowability
- ✓■ Copy of Notice of Abandonment dated October 30, 2002
- ✓ Copy of Computer Mail Log Printout (June 24, 2002 through July 8, 2002)
- Copy of Hard Copy from Computer Docketing System
- ✓ Letter (cover)

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Technology Center 2600

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Docket No.: 204684US6

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

REQUEST FOR WITHDRAWAL OF HOLDING ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002 COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier

Registration No. 25,599

22850

(703) 413-3000 (phone) (703) 413-2220 (fax) H:\PET WTH ABAN\204684US FAILURE PAY IF&RECEIVE NOA.DOC OBLON
SPIVAK
MCCLELIAND
MAIER
&
NEUSTADT
P.C.

ATTORNEYS AT LAW

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM





Docket No.: 204684US6

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

COPY OF DATE-STAMPED FILING RECEIPT DATED DECEMBER 27, 2002 EVIDENCING FILING OF A REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT COPY OF PTO-COVER LETTER

COPY OF REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE THE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002 COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number

22850

Bradley D. Lytle

Registration No. 40,073

(703) 413-3000 (phone) (703) 413-2220 (fax)

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ATTORNEYS AT LAW

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(703) 413-3000 (703) 413-2220 FACSIMILE OBLONPAT@OBLON.COM WWW.OBLON.COM APPENDIX F



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I hereby certify that this correspondence is being facsimile transmitted to:

Commissioner for Patents Alexandria, VA 22313-1450 (703) 872-9306

on Date: 1123104

Signature:

Bradley D. Lytle

Total number of pages including this page: 16

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Dept.: E/M

By: BDL/dgh

OSMM&N File No.204684US6

Serial No. 09/761,961

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: N/A

- Copy of Date-Stamped Filing Receipt dated December 27, 2002 Evidencing Filing of a Request for Withdrawal of Holding of Abandonment
- Copy of PTO-Cover Letter
- Copy of Request for Withdrawal of Holding of Abandonment Based on Failure to Receive the Notice of Allowance/Allowability
- Copy of Notice of Abandonment dated October 30, 2002
- Copy of Hard Copy from Computer Docketing System
- Letter (cover)
- Copy of Computer mail log printout (June 24, 2002 through July 8, 2002

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OSMM&N File No. 204684US6

Dept.: E/M

By: GJM/dgh

Serial No. 09/761,961

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

✓ Due Date: <u>12-30-02</u>

The following has been received in the U.S. Patent Office on the date stamped here

- Request for Withdrawal of Holding of Abandonment Based on Failure to Recei
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- ✓ Copy of Notice of Abandonment dated October 30, 2002
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- ✓ Letter (cover)

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Technology Center 2600





Docket No.: 204684US6

ATTORNEYS AT LAW

OBLON

SPIVAK

McClelland MAIER

> NEUSTADT P.C.

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

REQUEST FOR WITHDRAWAL OF HOLDING ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002 COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier Registration No. 25,599

22850

(703) 413-3000 (phone) (703) 413-2220 (fax) H:\PET WTH ABAN\204684US FAILURE PAY IF&RECEIVE NOA.DOC

> 1755 JEFFERSON DAVIS HIGHWAY FOURTH FLOOR ARLINGTON, VIRGINIA 22202 U.S.A. TELEPHONE: 703-413-3000 FACSIMILE: 703-413-2220 WWW.OBLON.COM





204684US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Munetoshi MORIICHI, et al.

: EXAMINER: HUBER, Paul W.

SERIAL NO: 09/761,961

: GROUP ART UNIT: 2653

FILED: JANUARY 17, 2001

TITLE: WRITING DEVICE

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Responsive to the Notice of Abandonment dated October 30, 2002, Applicants, through Counsel of record, respectfully request that the holding of abandonment for the above-identified application be withdrawn due to the fact that the Notice of Allowance/Allowability mailed by the U.S. Patent and Trademark Office on June 24, 2002, was not received by Applicant's Attorney. The facts concerning this matter are as follows:

Upon receipt of the mail from the Patent Office in this firm, all mail is opened and logged in a daily computer mail log. All mail received from the Patent Office is logged in the mail log by serial number or patent number, along with a description of the mail received. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer

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and matched with the correct application file. Any due dates resulting from the Patent Office mail are entered in the computer.

After receiving the Notice of Abandonment, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Issue Fee, nor did it show receipt of the Notice of Allowance/Allowability (see attached computer printouts). The Patent Office computerized Mail Log was then checked. Mail from the Patent Office is generally received by our firm within two to three days of mailing; however, to ensure a complete check, the daily mail log was searched from June 24, 2002 through July 8, 2002 and found to contain no record of having the Notice of Allowance/Allowability for the above-identified application.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice of Allowance/Allowability.

It is believed that the above discussion and documents enclosed herewith clearly prove that abandonment of this application is deemed unavoidable due to non-receipt of the Notice of Allowance/Allowability, and therefore, the holding of abandonment was issued in error.

Accordingly, it is requested the holding of abandonment be withdrawn and that the Notice of Allowance/Allowability be reissued in the present application.





3

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier Registration No. 25,599 Attorney of Record



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	ALLOWANCE/ALLOWABIL!		09/555,900	6,475,420	139356US	07-05-2002	07-08-2002	
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APPENDIX F

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/761,961	01/17/2001	Munetoshi Moriichi	204684US6	5888
	7590 10/30/2002			• • • •
Charles P. Sa	•		EXAM	INER .
Attorney at La 350 Woodside			HUBER,	PAUL W
	A 94941-3822		ART UNIT	PAPER NUMBER
			2653	
	•		DATE MAILED: 10/30/2002	r p#7
	•			

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: 12311
OBLON, SPIVAK, MCCI ELLAND
MAIER & NEUSTADT, P.C.

DOCKETING P

Initials/Date Docketed:
Type of Resp(s):

Due Date(s):







UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/761,961		· .	

EXAMINER/

ART UNIT PAPER NUMBER

	ρĦ¶
	DATE MAILED:
NOTICE OF A	BANDONMENT
is application is abandoned in view of:	
Applicant's failure to timely file a proper response to the Office	
A response (with a Certificate of Mailing or Transmission o which is after the expiration of the	f) was received on period for response (including a total extension of
time ofmonth(s)) which expired on	
A proposed response was received onrejection.	_, but it does not constitute a proper response to the final
(A proper response to a final rejection consists only of: a till condition for allowance; a Notice of Appeal; or the filing of	nely filed amendment which places the application in a continuing application under 37 CFR 1.62 (FWC).
☐ No response has been received.	
Applicant's failure to timely pay the required issue fee within the of the Notice of Allowance.	
☐ The issue fee (with a Certificate of Mailing or Transmission	of) was received on
☐ The submitted issue fee of \$is insufficient. The i	ssue fee required by 37 CFR 1.18 is \$
The issue fee has not been received.	
Applicant's failure to timely file new formal drawings as required	in the Notice of Allowability.
Proposed new formal drawings (with a Certificate of Mailing received on	or Transmission of) were
☐ The proposed new formal drawings filed	are not acceptable.
☐ No proposed new formal drawings have been received.	
The express abandonment under 37 CFR 1.62(g) in favor of the	FWC application filed on
The letter of express abandonment which is signed by the attor interest, or all of the applicants.	ney or agent of record, the assignee of the entire
The letter of express abandonment which is signed by an attorn 37 CFR 1.34(a) upon the filing of a continuing application.	ey or agent (acting in a representative capacity under
The decision by the Board of Patent Appeals and Interferences for seeking court review of the decision has expired and there a	rendered on and because the period re no allowed claims.
•	ABANDONMENT:
The reason(s) below:	CONTACT PERSON IS:
	TOM HAWKINS

305-8380

RD COPY - Patents

APPENDIX F 09/761,961



Country: United States of America

DGHOD

Page 1 of 2

Case ID: 204684-US

Docket Number: 204684US-6541-6541-6

Case Type: NAT.US.P - U.S. Patent (with priority)

Status Desc: Keyword:

6/2002

Title: WRITING DEVICE

Effective US Filing Date: 01/17/2001 plication Number: 09/761,961

Filing Date: 01/17/2001

Group Number: 2653

PCT Number:

'CT Filing Date:

Issue Date: 00/00/0000

Expiration Date: 00/00/0000

iblication A Date: 00/00/0000

1 Ext / Adj Days: 0

Family Number: 204684

Last Updated By: LJGOO

Created By: CVT. (SONY)

03/01/2001 xfer in Date:

Interference Number:

Section: Elec/Mech

Previous Docket: T1026

Case Status: Pending

Bill Matter Number:

Patent Number:

Tax Schedule: Large

Prev. Short Docket:

Publication A #:

Appeal No:

Last Updated Date: 03/28/2001

Created Date: 03/12/2001

xfer out Date: 00/00/0000

S Related Cases: or Party Name:

or Party Name:

Remarks: Transferred in from LIMBACH & LIMBACH LLP 3/01/01

Status Req - 1st OA 12/16/02

ENT ROLES

lient ID: 6541

ent Ref: S01P0026US00

Name: SONY CORPORATION

Role: Dkt No Assignee/Applicant

Name: SONY CORPORATION

Role: Assignee

Name: SONY CORPORATION

Role: Correspondence Client

Name: SONY CORPORATION

Role: Primary Billing Client

ENTORS

Official Name

BAMBA Mitsuyuki MORIICHI Munetoshi

SASAKI Takashi

IORITIES

ication Number

Country

Date Filed

-017889

Japan

01/24/2000

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09/761,961



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Page 2 of 2

6/2002

TORNEYS

Maier, Gregory J. (Responsible Attorney)

Elec/Mech Department, - . (Working Attorney)

SIGNMENTS

Description:

recuted Date: 00/00/0000

Reel Number: 011845

Frame Number: 0663

Record Date: 05/25/2001

isignment Filed Date: 05/25/2001

ASSIGNMENT PARTIES

· Client ID

Name

Percentage

Assignor

777777

Inventors

100

Assignee

6541

SONY CORPORATION

100

E DATES

Date Description: Application Due Priority

Date Due: 01/24/2001 Indicator: Due Date

Date Cleared: 01/17/2001

Cleared W/O Action: No

Date Description: OFR Royd

Date Due: 04/17/2001

Indicator: Status Check

Date Cleared: 02/28/2001

Cleared W/O Action: No

: Date Description: Declaration Due (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

: Date Description: Fee Due w/Decl (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

Date Description: F/U on Aband

Date Due: 12/30/2002 Indicator: Due Date

Date Cleared: 00/00/0000

Cleared W/O Action: No

Date Description: F/U on 1st OA Status

Date Due: 03/31/2003 Indicator: Status Check

Date Cleared: 00/00/0000

Cleared W/O Action: No

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on Date: Sept 29 2004 Signature:

Total number of pages including this page: 51

OSMM&N File No.204684US6

Serial No. <u>09/761.961</u>

In the matter of the Application of: Munetoshi MORIICHI, et al.

Dept.: E/M By: BDL/dfd

For: WRITING DEVICE

Due Date: N/A

■ Dep. Acct. Order Form

Letter

Appendices A-F





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Sept 29, 2004 Signature: Bradley D. Lytle

Total number of pages including this page: 51

Dept.: E/M

By: BDL/dfd

OSMM&N File No.204684US6

Serial No. 09/761,961

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: N/A

- Dep. Acct. Order Form
- Letter
- Appendices A-F





OBLON
SPIVAK
McClelland
Maier
A
Neustadt
P.c.

ATTORNEYS AT LAW

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Date:	Sept. 29,	Signature:	Attorney	,
То:	Examiner:	Paul Huber	Telephone Number	: 308-1549
	Group Art Unit:	2653	•	
	Facsimile No.:	703-746-5973	•	
From	: Bradley D. Lytle	e	Registration No.:	40,073
Telep	hone Number:	703-412-6489		
Date:	September 29, 2	2004	·	
RE:	U.S. Application	Serial Number: 09/761,961		
	Filed: January 1	7, 2001		
	Attorney Docket	Number: 204684US6		
TOTA	AL NUMBER OF	PAGES INCLUDING THIS PAGE:		

COMMENTS

In the event that any fees are due, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge the required fees to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 CFR 1.136 for the necessary extension of time.



DOCKET NO: 204684US6

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

:

MUNETOSHI MORIICHI, ET AL.

: EXAMINER: HUBER, P.

SERIAL NO: 09/761,961

FILED: JANUARY 17, 2001

: GROUP ART UNIT: 2653

FOR: WRITING DEVICE

LETTER

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

This Letter is in response to a telephone conversation of September 23, 2004 between Deborah Drake of our firm who is secretary to the undersigned and Examiner Paul Huber.

The above-identified patent application has gone abandoned by alleged failure to pay the Issue Fee due on September 24, 2002. As discussed, the relevant facts appear to be as follows:

- 1. A Notice to Filing Missing Parts was mailed on February 28, 2001 to Charles P. Sammut, the previous attorney handling this application. The Declaration, executed by the Inventors, was filed on May 25, 2001 in the United States Patent and Trademark Office indicating that the appointed attorneys for Customer Number 022850 (i.e., our firm, "Oblon Spivak, McClelland, Maier & Neustadt, P.C.) were to prosecute the above-identified application on their behalf (Appendix A).
- 2. On December 16, 2002 (Appendix B) our firm filed a Status Request for First Office Action.



- 3. On December 27, 2002 (Appendix C) our firm filed a Request for Withdrawal of Abandonment Based on Failure to Receive Notice of Allowance/Allowability.
- 4. On July 30, 2003 (Appendix D) our firm filed a Second Status Request for First Office Action.
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- 6. On January 23, 2004 the Request for Withdrawal of Abandonment Based on Failure to Receive Notice of Allowance/Allowability was faxed (Appendix F) again to the Commissioner of Patents.

At the request of Examiner Huber, the undersigned is providing this Letter and request that the file be ordered from Pubs – PTO File Maintenance Facility at Baileys X Roads. Examiner Huber indicated that he could not order the file from on line and would investigate other options to retrieve this file.

Accordingly, the Examiner is requested to contact the undersigned at 703-412-6489 regarding the retrieval of this file and the granting of the withdrawal of abandonment.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number 22850

Tel: (703) 413-3000 Fax: (703) 413 -2220 (OSMMN 06/04) Bradley D. Lytle Attorney of Record Registration No. 40,073

www

mber 16, 2004 05:26PM Received at: Tuesday, No

APPENDIX G

1116/2004 5:25 PM PAGE

Fax Server

USPTO TO: Auto-reply fax to 7034132220 COMPANY:

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 7034132220

10, 633

Fax Information

Total Pages:

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11/16/2004 5:09:19 PM [Eastern Standard Time]

52 (including cover page)

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Received Cover Page

Sta FLR. WECH. & ELEC. HOV. 16. 2004 5:09PM. OBLON FACSIMILE SPIVAR. PLEASE CALL US AT (TCS) 413-8000 IP THE MEDISAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGISLE McClelland I hereby cartify that this correspondence is being facsimile transmitted to: MADER Commissioner for Patents NEUSTADT (703) 872-9308 ENEYS AT LAN 1940 DUKE STREET ALEXANDROA, VIRGON Total number of pages including this page: 51 (703) 418-3008 (703) 419-2220 FACERA OSMM&N File No. 204684USG Serial No. <u>09/761,961</u> In the matter of the Application of: Mweteshi MORUCHI, et al. For: WRITING DEVICE Due Date: N/A Den. Acct. Order Form Dock update Transmittal Cover Appendices A-F NOV 16,2004 OBLON, SPIVAK, McCLELLAND MAIER & NEUSTADT, P.C.

PAGE 152 * RCVD AT 11/15/2004 \$109:19 PM [Eastern Standard Time] * SVRJUSPTO-EFXRF-1/A * DMIS:17/23/10 * CSD:7034/12220 * DURATION (mov-ss; 15-26

APPENDIX G

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Signature:

Bradley D. Lytle

Total number of pages including this page: 51

OSMM&N File No.<u>204684US6</u>

Serial No. 09/761.961

In the matter of the Application of: Munetoshi MORIICHI, et al.

Dept.: E/M By: BDL/dfd

For: WRITING DEVICE

Due Date: N/A

- Dep. Acct. Order Form
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Bradley D. Lytle

Total number of pages including this page: 51

OSMM&N File No. 204684US6

Serial No. 09/761,961

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: N/A

Dept.: E/M By: BDL/dfd

- Dep. Acct. Order Form
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()

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SPIVAK

McClelland

MAIER

NEUSTADT

P.C.

ATTORNEYS AT LAW

Docket No.: 204684US6

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE

Group Art Unit: 2653 Examiner: HUBER, P.

SIR:

Attached hereto for filing are the following papers:

LETTER APPENDICES A-F

Our check in the amount of is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Bradley D. Lytle

Registration No. 40,073

Customer Number

22850

(703) 413-3000 (phone) (703) 413-2220 (fax)



DOCKET NO: 204684US6

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

MUNETOSHI MORIICHI, ET AL. : EXAMINER: HUBER, P.

SERIAL NO: 09/761,961

FILED: JANUARY 17, 2001 : GROUP ART UNIT: 2653

FOR: WRITING DEVICE :

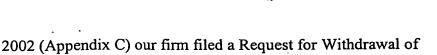
LETTER

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

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Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Bradley D. Lytle Attorney of Record

Registration No. 40,073

Customer Number 22850

Tel: (703) 413-3000 Fax: (703) 413 -2220 (OSMMN 06/04)

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Spivak
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OSMM&N File No.204684US6

Dept.: <u>E/M</u>

By: BDL/agm

Serial No. <u>09/761,961</u>

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: N/A

- Copy of Date-Stamped Filing Receipt dated December 27, 2002 Evidencing Filing of a Request for Withdrawal of Holding of Abandonment
- Copy of PTO-Cover Letter
- Copy of Request for Withdrawal of Holding of Abandonment Based on Failure to Receive the Notice of Allowance/Allowability
- Copy of Notice of Abandonment dated October 30, 2002
- Copy of Hard Copy from Computer Docketing System
- Letter (cover)
- Copy of Computer mail log printout (June 24, 2002 through July 8, 2002

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OSMM&N File No.<u>204684US6</u>

Serial No. 09/761,961

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Docket No.: 204684US6

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

COPY OF DATE-STAMPED FILING RECEIPT DATED DECEMBER 27, 2002 EVIDENCING FILING OF A REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT COPY OF PTO-COVER LETTER

COPY OF REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE THE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002 COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

OBLON

SPIVAK

McClelland Maier

NEUSTADT

ATTORNEYS AT LAW

BRADLEY D. LYTLE (703) 412-6489 BLYTLE@OBLON.COM

Bradley D. Lytle

Registration No. 40,073

Customer Number

22850

(703) 413-3000 (phone) (703) 413-2220 (fax)

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OSMM&N File No. 204684US6

Dept.: <u>E/M</u>

By: GJM/dgh

Serial No. <u>09/761,961</u>

Lin the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: <u>12-30-02</u>

The following has been received in the U.S. Patent Office on the date stamped here

- Request for Withdrawal of Holding of Abandonment Based on Failure to Recei
 Notice of Allowance/Allowability
- ✓ Copy of Notice of Abandonment dated October 30, 2002
- Copy of Computer Mail Log Printout (June 24, 2002 through July 8, 2002)
- Copy of Hard Copy from Computer Docketing System
- ✓ Letter (cover)

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RECEIVED

DEC 2 7 2002

Technology Center 2600

Docket No.: 204684US6

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Munetoshi MORIICHI, et al. Applicants:

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

REQUEST FOR WITHDRAWAL OF HOLDING ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002

COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

22850

(703) 413-3000 (phone) (703) 413-2220 (fax)

H:\PET WTH ABAM204684US FAILURE PAY IF&RECEIVE NOA.DOC

Gregory J. Maier

Registration No. 25,599

REGISTRATION NO. 40.073

SPIVAK

McClelland

OBLON

MAIER

NEUSTADT

P.C.

ATTORNEYS AT LAW

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM 204684US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Munetoshi MORIICHI, et al.

: EXAMINER: HUBER, Paul W.

SERIAL NO: 09/761,961

: GROUP ART UNIT: 2653

FILED: JANUARY 17, 2001

TITLE: WRITING DEVICE

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Responsive to the Notice of Abandonment dated October 30, 2002, Applicants, through Counsel of record, respectfully request that the holding of abandonment for the above-identified application be withdrawn due to the fact that the Notice of Allowance/Allowability mailed by the U.S. Patent and Trademark Office on June 24, 2002, was not received by Applicant's Attorney. The facts concerning this matter are as follows:

Upon receipt of the mail from the Patent Office in this firm, all mail is opened and logged in a daily computer mail log. All mail received from the Patent Office is logged in the mail log by serial number or patent number, along with a description of the mail received. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer

and matched with the correct application file. Any due dates resulting from the Patent Office mail are entered in the computer.

After receiving the Notice of Abandonment, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Issue Fee, nor did it show receipt of the Notice of Allowance/Allowability (see attached computer printouts). The Patent Office computerized Mail Log was then checked. Mail from the Patent Office is generally received by our firm within two to three days of mailing; however, to ensure a complete check, the daily mail log was searched from June 24, 2002 through July 8, 2002 and found to contain no record of having the Notice of Allowance/Allowability for the above-identified application.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice of Allowance/Allowability.

It is believed that the above discussion and documents enclosed herewith clearly prove that abandonment of this application is deemed unavoidable due to non-receipt of the Notice of Allowance/Allowability, and therefore, the holding of abandonment was issued in error.

Accordingly, it is requested the holding of abandonment be withdrawn and that the Notice of Allowance/Allowability be reissued in the present application.

3

The undersigned petitioner declares further that all statements made herein of his own

knowledge are true and that all statements made on information and belief are believed to be

true; and further that these statements were made with the knowledge that willful false statements

and the like so made are punishable by fine or imprisonment, or both, under Section

1001 of Title 18 of the United States Code and that such willful false statements may jeopardize

the validity of the application or any patent issuing thereon.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

22850

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GJM//dgh

H:\PET WTH ABAN\204684US FAILURE PAY IF &RECEIVE NOA.DOC

Gregory J. Maier Registration No. 25,599 Attorney of Record

BRADLEY D. LYTLE
REGISTRATION NO. 40,073



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 www.uspto.gov

FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
01/17/2001	Munetoshi Moriichi	204684US6	5888
0 10/30/2002		·	·
mut		EXAM	NER
		HUBER, I	PAUL W
94941-3822		ART UNIT	PAPER NUMBER
		2653	4 1
•		DATE MAILED: 10/30/2002	p # 1
	01/17/2001	01/17/2001 Munetoshi Moriichi 0 10/30/2002 mut venue	01/17/2001 Munetoshi Moriichi 204684US6 0 10/30/2002 EXAMI HUBER, I 94941-3822 ART UNIT

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: JOSAN MCCI ELLAND
OBLON, SPIVAK, MCCI ELLAND
MAIER & NEUSTADT, P.C.

DOCKETING PM 7220.

Initials/Date Docketed: Type of Resp(s): JOSAN AND MAINTENER
Due Date(s): JOSAN AND MAINTENER

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UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

ABANDONMENT

CONTACT PERSON IS:

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•	APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORN	IEY DOCKET NO.
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		NOTICE (OF ABANDONMENT		
his	application is abandoned in view	w of:			•
	 Applicant's failure to timely file a		Office letter mailed on		,
_ ,	☐ A response (with a Certifica	•) was received or	· -
	, whi	ch is after the expiration of	of the period for response (inclu		
	time ofmonth(s)) whic	h expired on			
	 A proposed response was rejection. 	received on	, but it does not constitu	ute a proper respo	onse to the final
	(A proper response to a fina condition for allowance; a N	al rejection consists only olotice of Appeal; or the fili	of: a timely filed amendment whing of a continuing application u	nich places the ap under 37 CFR 1.6	plication in 2 (FWC).
	☐ No response has been rece	eived.	• :		6
	Applicant's failure to timely pay of the Notice of Allowance.	the required issue fee with	hin the statutory period of three	months from the	mailing date
	☐ The issue fee (with a Certific	cate of Mailing or Transmi	ission of) v	was received on_	
	☐ The submitted issue fee of	\$is insufficient.	The issue fee required by 37	CFR 1.18 is \$	•·.
	The issue fee has not been	•		•	
	Applicant's failure to timely file n		quired in the Notice of Allowab	ility.	•
	Proposed new formal drawin) were
	☐ The proposed new formal di	rawings filed	are not acceptable		
	☐ No proposed new formal dra	· .	•		
-	The express abandonment und			on	•
)	The letter of express abandonn	nent which is signed by th			
]	interest, or all of the applicants. The letter of express abandonn	nent which is signed by ar		representative cap	pacity under
	37 CFR 1.34(a) upon the filing of	• -			
]	The decision by the Board of Pa	atent Appeals and Interfer	rences rendered on	and beca	use the period

for seeking court review of the decision has expired and there are no allowed claims.

The reason(s) below:

HARD COPY - Patents

12/26/2002

09/761,961

DGHOD

Page 1 of 2

Case ID: 204684-US

Docket Number: 204684US-6541-6541-6

Case Type: NAT.US.P - U.S. Patent (with priority)

Status Desc: Keyword:

Title: WRITING DEVICE

Application Number: 09/761,961

Filing Date: 01/17/2001

Group Number: 2653

PCT Number:

PCT Filing Date:

Issue Date: 00/00/0000

Expiration Date: 00/00/0000

Publication A Date: 00/00/0000

Term Ext / Adj Days: 0

Family Number: 204684

Last Updated By: LJGOO

Created By: CVT. (SONY)

ODS Related Cases:

Country: United States of America

Previous Docket: T1026

Case Status: Pending

Effective US Filing Date: 01/17/2001

Interference Number:

Section: Elec/Mech

Bill Matter Number:

Patent Number:

Tax Schedule: Large

Prev. Short Docket:

Publication A#:

Appeal No:

Last Updated Date: 03/28/2001

Created Date: 03/12/2001

xfer in Date: 03/01/2001 xfer out Date: 00/00/0000

Junior Party Name:

Remarks: Transferred in from LIMBACH & LIMBACH LLP 3/01/01

Status Req - 1st OA 12/16/02

CLIENT ROLES

Senior Party Name:

Client ID: 6541

Client Ref: S01P0026US00

Client ID: 6541

Client Ref: S01P0026US00

Client Ref: S01P0026US00

Client ID: 6541

Client ID: 6541 Client Ref: S01P0026US00 Name: SONY CORPORATION

Role: Dkt No Assignee/Applicant

Name: SONY CORPORATION

Role: Assignee

Name: SONY CORPORATION

Role: Correspondence Client

Name: SONY CORPORATION

Role: Primary Billing Client

NVENTORS

Order Official Name

2 **BAMBA Mitsuyuki**

.3 MORIICHI Munetoshi.

SASAKI Takashi

PRIORITIES

2000-017889

Application Number

Country

Date Filed

Japan

01/24/2000

HARD COPY - Patents

09/761,961

DGHOD

Page 2 of 2

ATTORNEYS

GJM

12/26/2002

Maier, Gregory J. (Responsible Attorney)

E/M

Elec/Mech Department, - . (Working Attorney)

ASSIGNMENTS

Description:

Executed Date: 00/00/0000

Reel Number: 011845

Frame Number: 0663

Record Date: 05/25/2001

Assignment Filed Date: 05/25/2001

ASSIGNMENT PARTIES

Client ID

Name

Percentage

Assignor

777777

Inventors

100

Assignee

6541

SONY CORPORATION

100

DUE DATES

Due Date Description: Application Due Priority

Date Due: 01/24/2001

Indicator: Due Date

Date Cleared: 01/17/2001

Cleared W/O Action: No

Due Date Description: OFR Rcvd

Date Due: 04/17/2001

Indicator: Status Check

Date Cleared: 02/28/2001

Cleared W/O Action: No

Due Date Description: Declaration Due (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

Due Date Description: Fee Due w/Decl (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

Due Date Description: F/U on Aband

Date Due: 12/30/2002 Indicator: Due Date

Date Cleared: 00/00/0000

Cleared W/O Action: No

Due Date Description: F/U on 1st OA Status

Date Due: 03/31/2003 Indicator: Status Check

Date Cleared: 00/00/0000

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From U6/24/2002 to U7/08/2002	Se Patent#/Reg#	6,471,869		6,465,881	6,482,845		6,464,777	6,473,229	6,465,117	6,472,621	6,474,214			6,458,392	6,465,844	6,485,125	6,482,971	6,465,243		6,486,322		6,483,508	6,478,060	6,476,148	6,469,201	6,486,490	6,479,842	6,479,926	6,461,159	6,486,695	6,472,815	6,478,400	9.5 6,473,040 0/2002/09	6,464,264
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OWANCE/ALLOWABIL!	09/668,341		197456US	07-01-2002	07-03-2002		
OWANCE/ALLOWABILI	09/695,312	6,476,412	198828US	07-01-2002	07-03-2002		
OWANCE/ALLOWABILI	09/696,963	6,472,693	198971US	06-28-2002	07-03-2002		٠
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OWANCE/ALLOWABILI	09/720,243	6,472,774	201223US	07-01-2002	07-03-2002		
OWANCE/ALLOWABIL!	09/725,478	6,472,012	200205US	07-01-2002	07-03-2002		•
OWANCE/ALLOWABILI	09/750,170	6,476,759	201221US	07-01-2002	07-03-2002		
OWANCE/ALLOWABILI	09/788,413	6,476,639	203470US	07-01-2002	07-03-2002		
OWANCE/ALLOWABILI	09/911,492		211957US	06-28-2002	07-03-2002		•
OWANCE/ALLOWABILI	29/144,085	D,467,804	204773US	07-01-2002	07-03-2002		•
OWANCE/ALLOWABILI	29/144,099	D,467,805	204776US	07-01-2002	07-03-2002		
OWANCE/ALLOWABILI	09/147,689	6,495,365	102179US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	09/156,703	6,477,158	219067US	06-28-2002	07-05-2002		
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OWANCE/ALLOWABILI	09/379,787	6,480,209	161870US	06-28-2002	07-05-2002		
OWANCE/ALLOWABILI	09/428,994	6,486,240	155789US	07-01-2002	07-05-2002		
OWANCE/ALLOWABILI	09/444,707		166795US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	09/454,765	6,473,385	203684US	07-01-2002	07-05-2002		-
OWANCE/ALLOWABILI	09/462,448		101142US	06-28-2002	07-05-2002		
OWANCE/ALLOWABILI	09/466,784	6,472,072	117493US	06-28-2002	07-05-2002	. •	
OWANCE/ALLOWABILI	09/477,622	6,483,603	138808US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	09/487,672		138805US	07-01-2002	07-05-2002		
OWANCE/ALLOWABIL!	09/533,072		117924US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	600,557,009	6,476,108	128391US	07-01-2002	07-05-2002		
OWANCE/ALLOWABILI	09/575,800	6,479,509	149839US	07-01-2002	07-05-2002		
OWANCE/ALLOWABILI	09/617,111	6,479,577	193998US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	09/620,557	6,482,367	193629US	06-28-2002	07-05-2002		
OWANCE/ALLOWABILI	09/620,564	6,496,796	194669US	06-27-2002	07-05-2002		
OWANCE/ALLOWABILI	09/621,483	6,495,257	194632US	07-01-2002	07-05-2002		٠
OWANCE/ALLOWABILI	09/665,051	6,495,639	197341US	07-02-2002	07-05-2002		
OWANCE/ALLOWABILI	09/666,466	6,471,983	197516US	07-02-2002	07-05-2002		
	2000 100 100 1733 CONTRACT 2008 5,4	6,474,7700,2000,000	198415US	07-02-2002	07-05-2002	発表していることがあることがはますという。	国家的对抗
OWANCE/ALLOWABILI	296'969'60	6,475,956	198954US	07-02-2002	07-05-2002		

PTO Mail Log Report

From 06/24/2002 to 07/08/2002

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OWANCE/ALLOWABILI	09/696,971	6,456,282	199180US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/739,782	6,480,569	201055US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	09/749,904	6,468,331	201140US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	09/754,129		201511US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/756,785	6,471,801	200788US	06-28-2002	07-05-2002	
OWANCE/ALLOWABILI	09/764,116	6,500,236	202099US	06-28-2002	07-05-2002	
OWANCE/ALLOWABILI	09/787,408	6,475,470	202511US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/805,245	6,477,720	203006US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/805,771	6,465,707	204270US	07-02-2002	07-05-2002	•
OWANCE/ALLOWABILI	09/824,016	6,479,796	204991US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	09/830,070	6,484,502	206413US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/849,302	6,465,368	207185US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	09/915,336	6,481,408	212053US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/923,347	6,472,567	211923US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	09/926,700	6,489,340	216381US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	09/940,574	6,486,095	213270US	07-01-2002	07-05-2002	
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OWANCE/ALLOWABILI	10/024,317	6,479,951	217194US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	10/059,054	6,464,966	215822US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	10/069,563	6,486,319	219109US	07-01-2002	07-05-2002	:
OWANCE/ALLOWABILI	10/081,231	6,500,978	218953US	07-01-2002	07-05-2002	
OWANCE/ALLOWABILI	10/097,959	6,480,574	220951US	07-02-2002	07-05-2002	•
OWANCE/ALLOWABILI	29/150,090		215490US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	29/150,091	D,467,870	215491US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	29/150,092		215492US	06-28-2002	07-05-2002	
OWANCE/ALLOWABILI	29/150,112	D,466,477	215494US	07-02-2002	07-05-2002	
OWANCE/ALLOWABILI	29/150,118		215493US	06-28-2002	07-05-2002	
OWANCE/ALLOWABILI	08/693,253	6,490,367	155439US	07-02-2002	07-08-2002	
OWANCE/ALLOWABILI	08/731,236		115813US	07-02-2002	07-08-2002	
OWANCE/ALLOWABILI	09/147,511	6,498,780	124682US	07-02-2002	07-08-2002	
OWANCE/ALLOWABILI	09/160,596	6,488,124	110263US	07-02-2002	07-08-2002	
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OWANCE/ALLOWABILI	09/282,456	6,480,623	138561US	07-02-2002	07-08-2002	

PTO Mail Log Report

From 06/24/2002 to 07/08/2002

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	Base Date	07-02-2002	07-05-2002	07-05-2002	07-02-2002	07-02-2002	07-02-2002	07-02-2002	07-01-2002	07-02-2002	07-02-2002	06-28-2002	07-02-2002	07-03-2002	07-02-2002	07-02-2002	07-02-2002	07-02-2002	07-02-2002	07-02-2002	07-02-2002	07-01-2002	07-02-2002	07-02-2002	07-05-2002	07-01-2002	07-02-2002	06-28-2002	05-07-2002
0//08/2002	Case Id	129998US	139356US	161304US	193673US	194548US	195003US	205939US	198148US	199202US	217956US	199789US	200951US	199945US	200401US	200560US	200669US	203059US	205382US	205401US	205324US	206065US	207226US	210036US	210576US	211796US	216380US	214842US	215007US
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	7.2	09/452,189	09/555,900	09/562,471	09/614,712	09/620,585	C 09/629,485	09/669,602	09/685,043	09/700,729	09/709,482	09/712,251	09/720,811	09/725,256	09/725,564	09/731,792	09/736,147	09/781,159	09/819,896	09/824,091	09/830,561	09/836,355	09/859,466	09/869,125	09/892,447	09/920,818	09/926,788	09/970,852	09/986,601
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OBLON
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ATTORNEYS AT LAW

1940 DUKE STREET ALEXANDRIA, VIRGINIA 22314 (703) 413-3000

(703) 413-2220 FACSIMILE OBLONPAT@OBLON.COM WWW.OBLON.COM **FACSIMILE**

PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

I hereby certify that this correspondence is being facsimile transmitted to:

Commissioner for Patents Alexandria, VA 22313-1450 (703) 872-9306

on Date: 12304

Signature: ___

Bradley D. Lytle

Total number of pages including this page: 16

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OSMM&N File No.204684US6

Serial No. 09/761,961

In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: N/A

Dept.: E/M

By: BDL/dgh

- Copy of Date-Stamped Filing Receipt dated December 27, 2002 Evidencing Filing of a Request for Withdrawal of Holding of Abandonment
- Copy of PTO-Cover Letter
- Copy of Request for Withdrawal of Holding of Abandonment Based on Failure to Receive the Notice of Allowance/Allowability
- Copy of Notice of Abandonment dated October 30, 2002
- Copy of Hard Copy from Computer Docketing System
- Letter (cover)
- Copy of Computer mail log printout (June 24, 2002 through July 8, 2002

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* TRANSMISSION RESULT REPORT (IMMEDIATE TX) (JAN. 23. 2004 3:47PM) * * *

FAX HEADER: OBLON, SPIVAK

DATE TIME ADDRESS MODE TIME PAGE RESULT PERSONAL NAME F





:BATCH M :MEMORY TX S :STANDARD

C : CONFIDENTIAL L : SEND LATER D : DETAIL + : ROUTING S :TRANSFER
6 :FORWARDING
F :FINE
Q :RECEPT. NOTICE REQ.

P : POLLING E : ECM • : REDUCTION A : RECEPT. NOTICE Docket No.: 204684US6

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

STR:

Attached hereto for filing are the following papers:

COPY OF DATE-STAMPED FILING RECEIPT DATED DECEMBER 27, 2002 EVIDENCING FILING OF A REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT COPY OF PTO-COVER LETTER

COPY OF REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE THE NOTICE OF ALLOWANCE/ALLOWABILITY COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002 COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number

22850

Bradley D. Lytle

Registration No. 40,073

(703) 413-3000 (phone) (703) 413-2220 (fax)

I:\user\DGHOD\Copies to Examiner\204684US Copy RWHABAN Refiling 2 Ex..Doc

1940 DUKE STREET ALEXANDRIA, VIRGINIA 22314 U.S.A.
TELEPHONE: 703-413-3000 FACSIMILE: 703-413-2220 WWW.OBLON.COM

OBLON

SPIVAK

McClelland

MATER

NEUSTADT

P.C.

ATTORNEYS AT LAW

BRADLEY D. LYTLE (703) 412-6489 BLYTLE@OBLON.COM OSMM&N File No. 204684US6

Dept.: <u>E/M</u>

Serial No. 09/761,961

By: GJM/dgh

Let In the matter of the Application of: Munetoshi MORIICHI, et al.

For: WRITING DEVICE

Due Date: 12-30-02

The following has been received in the U.S. Patent Office on the date stamped here

- Request for Withdrawal of Holding of Abandonment Based on Failure to Recei Notice of Allowance/Allowability
- ✓ Copy of Notice of Abandonment dated October 30, 2002
- ✓ Copy of Computer Mail Log Printout (June 24, 2002 through July 8, 2002)
- Copy of Hard Copy from Computer Docketing System
- ✓ Letter (cover)

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DEC 2 7 2002

Technology Center 2600

Docket No.: 204684US6

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/761,961

Applicants: Munetoshi MORIICHI, et al.

Filing Date: January 17, 2001 For: WRITING DEVICE Group Art Unit: 2653

Examiner: HUBER, Paul W.

SIR:

Attached hereto for filing are the following papers:

REQUEST FOR WITHDRAWAL OF HOLDING ABANDONMENT BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

COPY OF NOTICE OF ABANDONMENT DATED OCTOBER 30, 2002

COPY OF HARD COPY FROM COMPUTER DOCKETING SYSTEM

COPY OF COMPUTER MAIL LOG PRINTOUT (JUNE 24, 2002 THROUGH JULY 8, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier

Registration No. 25,599

22850

(703) 413-3000 (phone) (703) 413-2220 (fax) H:PET WTH ABAM204684US FAILURE PAY IF&RECEIVE NOA.DOC OBLON SPIVAK

McClelland

MAIER &

NEUSTADT

P.C.

ATTORNEYS AT LAW

GREGORY J. MAIER (703) 413-3000 GMAIER@OBLON.COM 204684US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Munetoshi MORIICHI, et al.

: EXAMINER: HUBER, Paul W.

SERIAL NO: 09/761,961

: GROUP ART UNIT: 2653

FILED: JANUARY 17, 2001

TITLE: WRITING DEVICE

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE/ALLOWABILITY

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Responsive to the Notice of Abandonment dated October 30, 2002, Applicants, through Counsel of record, respectfully request that the holding of abandonment for the above-identified application be withdrawn due to the fact that the Notice of Allowance/Allowability mailed by the U.S. Patent and Trademark Office on June 24, 2002, was not received by Applicant's Attorney. The facts concerning this matter are as follows:

Upon receipt of the mail from the Patent Office in this firm, all mail is opened and logged in a daily computer mail log. All mail received from the Patent Office is logged in the mail log by serial number or patent number, along with a description of the mail received. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer

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and matched with the correct application file. Any due dates resulting from the Patent Office mail are entered in the computer.

After receiving the Notice of Abandonment, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Issue Fee, nor did it show receipt of the Notice of Allowance/Allowability (see attached computer printouts). The Patent Office computerized Mail Log was then checked. Mail from the Patent Office is generally received by our firm within two to three days of mailing; however, to ensure a complete check, the daily mail log was searched from June 24, 2002 through July 8, 2002 and found to contain no record of having the Notice of Allowance/Allowability for the above-identified application.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice of Allowance/Allowability.

It is believed that the above discussion and documents enclosed herewith clearly prove that abandonment of this application is deemed unavoidable due to non-receipt of the Notice of Allowance/Allowability, and therefore, the holding of abandonment was issued in error.

Accordingly, it is requested the holding of abandonment be withdrawn and that the Notice of Allowance/Allowability be reissued in the present application.

3

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Gregory J. Maier Registration No. 25,599 Attorney of Record

22850

Tel: (703) 413-3000 Fax: (703) 413-2220

GJM//dgh

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UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 www.uspto.gov

4		· · · · · · · · · · · · · · · · · · ·		
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/761,961	01/17/2001	Munetoshi Moriichi	204684US6	5888
	7590 10/30/2002			•
Charles P. S	Sammut	•	EXAMI	NER
Attorney at I			HUBER, I	AUL W
350 Woodsid Mill Valley.	CA 94941-3822		T. ADMINISTRA	PAPER NUMBER
			ART UNIT	PAPER NUMBER
		• •	2653	
			DATE MAILED: 10/30/2002	ρηΙ
•	-			

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: ACCOUNTS OF THE PROPERTY OF THE PROP





UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORI	NEY DOCKET NO.
09/761,961				
			EXA	MINER/
		••		
		. [ART UNIT	PAPER NUMBER
		D	ATE MAILED:	PF
	NOTICE	OF ABANDONMENT		
application is abandoned in v	iew of:		•	
Applicant's failure to timely file	e a proper response to the	Office letter mailed on		· ·
☐ A response (with a Certifi	cate of Mailing or Transmis		_) was received or uding a total exter	
☐ A proposed response warejection.	s received on	, but it does not constitu	ute a proper respo	onse to the final
(A proper response to a fi condition for allowance; a	inal rejection consists only Notice of Appeal; or the fil	of: a timely filed amendment whing of a continuing application to	nich places the ap under 37 CFR 1.6	plication in 2 (FWC).
☐ No response has been re	ceived.			6
A	with a required leave fee wit	hin the statutory period of three	months from the	mailing date

is insufficient. The issue fee required by 37 CFR 1.18 is \$ ☐ The submitted issue fee of \$ The issue fee has not been received. Applicant's failure to timely file new formal drawings as required in the Notice of Allowability. Proposed new formal drawings (with a Certificate of Mailing or Transmission of received on_ _are not acceptable. ☐ The proposed new formal drawings filed No proposed new formal drawings have been received. The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on . The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application. and because the period The decision by the Board of Patent Appeals and Interferences rendered on_ for seeking court review of the decision has expired and there are no allowed claims. ABANDONMENT:

CONTACT PERSON IS: TOM HAWKINS

ECRM PTO-1432 (REV. 10-95)

The reason(s) below:

HARD COPY - Patents

12/26/2002



09/761,961

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Page 1 of 2

Country: United States of America

Case ID: 204684-US

Docket Number: 204684US-6541-6541-6

Case Type: NAT.US.P - U.S. Patent (with priority)

Status Desc: Keyword:

Application Number: 09/761,961

Group Number: 2653
PCT Number:

PCT Filing Date:

Term Ext / Adj Days: 0

Filing Date: 01/17/2001

Issue Date: 00/00/0000

Created By: CVT. (SONY)

Expiration Date: 00/00/0000
Publication A Date: 00/00/0000

Family Number: 204684 Last Updated By: LJGOO

Title: WRITING DEVICE

Effective US Filing Date: 01/17/2001

Interference Number:

Section: Elec/Mech

Previous Docket: T1026

Case Status: Pending

Bill Matter Number:

Patent Number:

Tax Schedule: Large

Prev. Short Docket:

Role: Primary Billing Client

Publication A#:

Appeal No:

Last Updated Date: 03/28/2001

Created Date: 03/12/2001

xfer in Date: 03/01/2001

xfer out Date: 00/00/0000

ODS Related Cases: Senior Party Name: Junior Party Name:

Remarks: Transferred in from LIMBACH & LIMBACH LLP 3/01/01

Status Req - 1st OA 12/16/02

CLIENT ROLES

Client ID: 6541 Name: SONY CORPORATION

Client Ref: S01P0026US00 Role: Dkt No Assignee/Applicant

Client ID: 6541 Name: SONY CORPORATION

Client Ref: S01P0026US00 Role: Assignee

Client ID: 6541 Name: SONY CORPORATION

Client Ref: S01P0026US00 Role: Correspondence Client

Client ID: 6541 Name: SONY CORPORATION

NVENTORS

Order Official Name

2 BAMBA Mitsuyuki

Client Ref: S01P0026US00

3 MORIICHI Munetoshi

3 SASAKI Takashi

PRIORITIES

2000-017889

Application Number

Country

Date Filed

•

Japan

01/24/2000

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09/761,961

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Page 2 of 2

ATTORNEYS

GJM

12/26/2002

Maier, Gregory J. (Responsible Attorney)

E/M

Elec/Mech Department, - . (Working Attorney)

ASSIGNMENTS

Description:

Executed Date: 00/00/0000

Reel Number: 011845

Frame Number: 0663

Record Date: 05/25/2001

Assignment Filed Date: 05/25/2001

ASSIGNMENT PARTIES

Role

· Client ID

Name

Percentage

Assignor

777777

Inventors

100

Assignee

SONY CORPORATION

100

DUE DATES

Due Date Description: Application Due Priority

Date Due: 01/24/2001 Indicator: Due Date

Date Cleared: 01/17/2001

Cleared W/O Action: No

Due Date Description: OFR Rovd

Date Due: 04/17/2001 Indicator: Status Check

Date Cleared: 02/28/2001

Cleared W/O Action: No

Due Date Description: Declaration Due (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

Due Date Description: Fee Due w/Decl (1st)

Date Due: 05/28/2001 Indicator: Due Date

Date Cleared: 05/25/2001

Cleared W/O Action: No

Due Date Description: F/U on Aband

Date Due: 12/30/2002 Indicator: Due Date

Date Cleared: 00/00/0000

Cleared W/O Action: No

Due Date Description: F/U on 1st OA Status

Date Due: 03/31/2003 Indicator: Status Check

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6,483,185	6,466,875 6,475,259 6,461,710 6,454.819	6,466,875 6,475,259 6,454,819 6,472,094 6,469,074 6,475,823	6,469,074 6,475,259 6,454,819 6,472,094 6,469,074 6,465,071 6,479,696 6,494,127	5,466,875 5,475,259 5,454,819 6,472,094 6,475,823 6,469,074 6,475,823 6,465,071 6,479,696 6,482,339 6,482,339 6,482,339 6,479,646 6,479,646 6,479,648	5,466,875 5,475,259 5,461,710 5,454,819 5,472,094 5,472,823 5,465,071 5,494,127 6,482,339 6,482,339 6,468,584 6,471,889 6,471,889 6,482,560 6,482,560 6,482,560
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ALLOWANCE/ALLOWABILI	09/832,208	6,476,429	205894US	06-19-2002	06-24-2002
ALLOWANCE/ALLOWABILI	09/874,278	6,472,691	209475US	06-19-2002	06-24-2002
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ALLOWANCE/ALLOWABILI	08/501,307	6,492,029	146257US	06-24-2002	06-27-2002
ALLOWANCE/ALLOWABILI	09/386,294	6,465,860	110706US	06-24-2002	06-27-2002
ALLOWANCE/ALLOWABILI	09/462,102	6,474,137	143733US	06-24-2002	06-27-2002
ALLOWANCE/ALLOWABILI	09/582,215	6,464,898	193404US	06-17-2002	06-27-2002
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ALLOWANCE/ALLOWABILI	09/538,375	6,492,298	117925US	06-26-2002	07-01-2002
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ALLOWANCE/ALLOWABILI	09/566,737	6,472,692	-116384US	06-27-2002	07-01-2002

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0	09/664,073	6,465,881	195683US	06-28-2002	07-01-2002
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0	09/754,187	6,464,777	201612US	06-26-2002	07-01-2002
0	09/767,222	6,473,229	202241US	06-27-2002	07-01-2002
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0	09/802,912	6,472,621	204111US	06-27-2002	07-01-2002
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ب	09/904,888	6,465,844	211340US	06-27-2002	07-01-2002
	09/910,755	6,485,125	211872US	06-26-2002	07-01-2002
_ب	09/921,891	6,482,971	203846US	06-27-2002	07-01-2002
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J	09/968,042	6,486,322	213860US	06-26-2002	07-01-2002
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ALLOWANCE/ALLOWABILI		09/668,341		197456US		07-03-2002		
ALLOWANCE/ALLOWABILI		09/695,312	6,476,412	198828US	07-01-2002	07-03-2002	·. · .	
ALLOWANCE/ALLOWABILI	÷	09/696,963	6,472,693	198971US	06-28-2002	07-03-2002		
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ALLOWANCE/ALLOWABILI		09/666,466	6,471,983	197516US	07-02-2002	07-05-2002		
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ALLOWANCE/ALLOWABILI		296,969/60	6,475,956	198954US	07-02-2002	07-05-2002		

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ALLOWANCE/ALLOWABILI	09/696,971	6,456,282	199180US	07-01-2002	07-05-2002	
ALLOWANCE/ALLOWABILI	09/739,782	6,480,569	201055US	07-02-2002	07-05-2002	
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ALLOWANCE/ALLOWABILI	09/160,596	6,488,124	110263US	07-02-2002	07-08-2002	
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ALLOWANCE/ALLOWABILI	09/282,456	6,480,623	138561US	07-02-2002	07-08-2002	

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ALLOWANCE/ALLOWABILI		09/892,447	6,472,713	210576US	07-05-2002	07-08-2002	
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